



**UNITED STATES OF AMERICA**  
**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF NEW YORK**

REVA LUPIN KUTNER AND  
 SANFORD A. KUTNER

CIVIL ACTION NO: 08-cv-1013-SHS

VERSUS

MICHAEL O. LEAVITT, SECRETARY, U.S. DEPARTMENT  
 OF HEALTH AND HUMAN SERVICES; ROBERT M. GATES,  
 SECRETARY, DEPARTMENT OF DEFENSE; HUMANA MILITARY  
 HEALTHCARE SERVICES, INC.; EAST RIVER MEDICAL  
 IMAGING, PC; QUEST DIAGNOSTICS, INC.; EAST JEFFERSON  
 GENERAL HOSPITAL; RADIOLOGY & INTERVENTIONAL  
 ASSOCIATES OF METAIRIE, INC. AND CARDIOLOGY  
 CONSULTANTS OF LOUISIANA

**STIPULATION**

NOW COMES Defendant, Humana Military Healthcare Services, Inc. (hereafter referred to as "HMHS") and represents to the Court that a stipulation has been reached with the Plaintiffs, Reva Lupin Kutner and Sanford A. Kutner (hereafter referred to as the "Plaintiffs"), to the effect that HMHS has been given an extension of time in which to plead until the end of business on July 7, 2008 and as such, HMHS and Plaintiffs request that an "Order" issue from this Honorable Court, granting HMHS until July 7, 2008 in which to file responsive pleadings in this matter and for all other relief that is justifiable and equitable in the premises.

*6/23/08*  
*Defendant Humana shall*  
*have until 7/7/08 in which to*  
*respond to the complaint.*  
*So ordered*  
*[Signature]*  
*2008*

Respectfully Submitted By:

*[Signature]*

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